

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT District Attorney	(2) MEETING DATE 8/23/2016	(3) CONTACT/PHONE Dan Dow District Attorney 781-5800	
(4) SUBJECT Submittal of the FY 2015-16 Annual Report of the Real Estate Fraud Prosecution Program as required per Government Code Section 27388(d). All Districts.			
(5) RECOMMENDED ACTION It is recommended that your Board receive and file the District Attorney's Office Annual Report on the Real Estate Fraud Prosecution Program for Fiscal Year 2015-16 pursuant to California Government Code Section 27388.			
(6) FUNDING SOURCE(S) N/A	(7) CURRENT YEAR FINANCIAL IMPACT \$0.00	(8) ANNUAL FINANCIAL IMPACT \$0.00	(9) BUDGETED? Yes
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ____ ) <input type="checkbox"/> Board Business (Time Est. ____ )			
(11) EXECUTED DOCUMENTS <input type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input checked="" type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP N/A	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input type="checkbox"/> N/A    Date: _____	
(17) ADMINISTRATIVE OFFICE REVIEW Geoff O'Quest, Administrative Analyst			
(18) SUPERVISOR DISTRICT(S) All Districts			

# County of San Luis Obispo



TO: Board of Supervisors

FROM: District Attorney / Dan Dow  
District Attorney  
781-5800

DATE: 8/23/2016

SUBJECT: Submittal of the FY 2015-16 Annual Report of the Real Estate Fraud Prosecution Program as required per Government Code Section 27388(d). All Districts.

## **RECOMMENDATION**

It is recommended that your Board receive and file the District Attorney's Office Annual Report on the Real Estate Fraud Prosecution Program for Fiscal Year 2015-16 pursuant to California Government Code Section 27388.

## **DISCUSSION**

Government Code Section 23788 provides a stable and long-term source of revenue to fund the investigation and prosecution of real estate fraud in San Luis Obispo County. The District Attorney's Real Estate Fraud Unit investigates and prosecutes real estate fraud cases to implement the goals of "detering, investigating, and prosecuting real estate fraud crimes." (Govt. Code Section 27388(b)). This Unit also educates the public and real estate professionals about real estate fraud and how it can be identified and prevented. The Real Estate Fraud Prosecution Trust Fund provides funding for the highly experienced personnel necessary to investigate and prosecute these complex cases.

This report is submitted pursuant to the provisions of Government Code Section 27388(d) which requires an annual report be submitted by the District Attorney to the Board of Supervisors.

## **OTHER AGENCY INVOLVEMENT/IMPACT**

None.

## **FINANCIAL CONSIDERATIONS**

For the FY 2015-16 reporting period, revenues deposited into the District Attorney's Real Estate Fraud Trust Fund totaled \$282,391.20. These funds were derived from surcharges collected for the recording of certain real estate documents by the San Luis Obispo County Clerk-Recorder's Office.

Expenditures attributable to the District Attorney's Real Estate Fraud Prosecution Program in FY 2015-16 totaled \$389,368.29, consisting of \$387,870.40 in salary and benefits expense, and other office-related expenditures of \$1,497.89. All trust fund revenue, \$282,391.20, was applied toward salaries and benefits expense for prosecution and investigative resources dedicated to the Real Estate Fraud Program.

There are no financial impacts associated with this receive and file action.

## **RESULTS**

Submission of this report meets the state law requirement imposed by Government Code Section 27388. Under that law, District Attorneys are required to provide an annual report to the County Board of Supervisors regarding the effectiveness of the District Attorney in deterring, investigating, and prosecuting real estate fraud crimes.

## **ATTACHMENTS**

1. FY 2015-16 Real Estate Fraud Prosecution Program Annual Report